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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SIXTH APPELLATE DISTRICT

JACK LOUMENA,

Plaintiff and Appellant,

v.

TIMOTHY P. LOUMENA,

Defendant and Respondent.

H043092

(Santa Clara County

Super. Ct. No. CV269002)

Plaintiff Jack Loumena purports to appeal from what he identifies in his notice of appeal as the superior court’s “09/01/2015” “Judgment after an order granting a summary judgment motion.” The single volume appendix upon which plaintiff has chosen to proceed in this purported appeal contains no judgment. Instead, it contains a September 1, 2015 order granting summary *adjudication* of five of the six causes of action in plaintiff’s amended complaint and *denying summary judgment*. The register of actions that plaintiff has included in his appendix reflects that no judgment has been entered in this case.

An order granting summary adjudication is not an appealable order as it is interlocutory. (*Jacobs-Zorne v. Superior Court* (1996) 46 Cal.App.4th 1064, 1070-1071 (*Jacobs-Zorne*)). Such an interlocutory order is reviewable on an appeal from a final judgment (Code Civ. Proc., § 906; *Jacobs-Zorne* at pp. 1070-1071), but the record before

us does not reflect that a final judgment has been entered in this action. Since an order granting summary adjudication is not appealable, the purported appeal is dismissed.

Mihara, J.

WE CONCUR:

Elia, Acting P. J.

Bamattre-Manoukian, J.

Jack Loumena v. Timothy Loumena
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